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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/770,074	01/25/2001	Colin I'Anson	30001736US	4695
7590	03/14/2005		EXAMINER	
Paul D. Greeley c/o Ohlandt, Greeley, Ruggiero & Perle Suite 903 One Landmark Square Stamford, CT 06901			PEREZ, ANGELICA	
			ART UNIT	PAPER NUMBER
			2684	
DATE MAILED: 03/14/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action <i>After the Filing of an Appeal Brief</i>	Application No.	Applicant(s)	
	09/770,074	I'ANSON, COLIN	
	Examiner Perez M. Angelica	Art Unit 2684	

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The reply filed 0 September 2005 is acknowledged.

1. The reply filed on or after the date of filing of an appeal brief, but prior to a final decision by the Board of Patent Appeals and Interferences, will not be entered because:
 - a. The amendment is not limited to canceling claims (where the cancellation does not affect the scope of any other pending claims) or rewriting dependent claims into independent form (no limitation of a dependent claim can be excluded in rewriting that claim). See 37 CFR 41.33(b) and (c).
 - b. The affidavit or other evidence is not timely filed before the filing of an appeal brief. See 37 CFR 41.33(d)(2).
2. The reply is not entered because it was not filed within the two month time period set forth in 37 CFR 41.39(b), 41.50(a)(2), or 41.50(b) (whichever is appropriate). Extensions of time under 37 CFR 1.136(a) are not available.

Note: This paragraph is for a reply filed in response to one of the following: (a) an examiner's answer that includes a new ground of rejection (37 CFR 41.39(a)(2)); (b) a supplemental examiner's answer written in response to a remand by the Board of Patent Appeals and Interferences (37 CFR 41.50(a)(2)); or (c) a Board of Patent Appeals and Interferences decision that includes a new ground of rejection (37 CFR 41.50(b)).

3. The reply is entered. An explanation of the status of the claims after entry is below or attached.
4. Other: _____

Claims remain rejected as in the Final Action. As explained before, latency if broadly interpreted can be used as a "criteria" to be taken into consideration as an "acceptable delay before transfer initiation". Latency provides the time it will take the information to travel through the network, therefore, the user can have an estimated time duration of delivery, before the data initiates its transference.



02/11/05



NAY MAUNG
SUPERVISORY PATENT EXAMINER